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5   Counsel for Defendant SOSA CORDERO

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8               IN THE UNITED STATES DISTRICT COURT

9           FOR THE NORTHERN DISTRICT OF CALIFORNIA

10

11   IN THE MATTER OF THE

12   EXTRADITION OF ALFONSO

13   SOSA CORDERO

| | |
|---|---|
| ) | No. CR 08-90417 MISC JCS |
| ) | |
| ) | STIPULATION AND [~~PROPOSED~~] |
| ) | ORDER SHORTENING TIME FOR |
| ) | HEARING ON MOTION TO DISMISS |
| ) | |
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1    On August 27, 2008, Mr. Alfonso Sosa Cordero made his initial appearance on a complaint for

2    provisional arrest with a view toward extradition to Mexico.  Mr. Cordero is presently in custody.

3    The Court set a bail hearing for September 5, 2008, at 10:30 a.m.  According the complaint, the

4    underlying arrest warrant in Mexico issued on June 20, 2001, over seven years ago.  Article 7 of the

5    extradition treaty with Mexico explicitly provides: "Extradition shall not be granted when the

6    prosecution or the enforcement of the penalty for the offense for which extradition has been sought

7    has become barred by lapse of time according to the laws of the requesting or requested Party."

8    Due to the lapse of time in this case, Mr. Sosa Cordero will file on August 29, 2008, a motion

9    to dismiss the complaint under Article 7 of the extradition treaty.  As this motion is pertinent to the

10   issue of bail, Mr. Sosa Cordero respectfully requests, and the parties stipulate, the Court shorten time

11   for hearing on that motion, so that it might be heard at that same appearance, on September 5, 2008,

12   at 10:30 a.m.  The government will file an opposition brief by Wednesday, September 3, 2008, and

13   Mr. Sosa Cordero shall file any reply brief by Thursday, September 4, 2008.

14   IT IS SO STIPULATED.

15                                                          JOSEPH RUSSONIELLO
                                                          United States Attorney
16

17   DATED:    August 29, 2008              _____/S/_____
                                                          ALLISON DANNER
18                                                        Assistant United States Attorney

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20   DATED:    August 29, 2008              _____/S/_____
                                                          DANIEL P. BLANK
21                                                        Assistant Federal Public Defender
                                                          Attorney for Alfonso Sosa Cordero
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23   IT IS SO ORDERED.

24   DATED:    8/29/08                        _____

25                                                                                    Judge

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STIP. & PROP. ORDER                                          1

IT IS SO ORDERED

Judge Joseph C. Spero

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA